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Spokane Co. WA

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Bartlesville, OK 74004

DECLARATION OF RESTRICTIVE COVENANTS

GRANTOR: (b) (6)
GRANTEE: (b) (6)
ABBREV LEGAL: Ptn N 1/2 of SW 1/4 22-26-43
TAX PARCEL NO.: 36223.9017

USEPA SF



1281002

Declaration of Restrictive Covenants

THIS DECLARATION is entered into this 11th day of May, 2001 by and between (b) (6) hereinafter referred to as "Declarant", whether one or more, having an address of 1010 West Banbury Dr., Spokane, WA 99217.

WHEREAS, Declarant is the owner of a 9.03 acre tract of land in the SW/4 Section 22, Township 26 North, Range 43 East, Spokane County, Washington, "premises", said premises being more fully described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, Declarant is the owner of a private water well drilled and currently being used within said premises; and

WHEREAS, Declarant desires to have the existing water well located within the premises plugged and abandoned and to establish restrictive covenants as herein provided, all of which shall run with the land, prohibiting the future drilling of private water well(s) within the premises.

NOW, THEREFORE, in consideration of the of the foregoing, Declarant, for themselves, their successors and assigns, does hereby declare that:

RECITALS:

1. Upon establishment of water service being made within the premises by the North Spokane Irrigation District, the existing water well is to be plugged and abandoned in accordance with standards established by the WAC 173-180.
2. Upon plugging of the existing water well, no additional water well(s) of whatsoever kind shall be drilled within the premises. All future consumption of water shall be from public water service provided by the North Spokane Irrigation District or other public provided entities.

The terms of this declaration shall extend to and be binding upon the declarant hereto, their successors and assigns.

EXECUTED this 11th day of May, 2001.

SELLER:

(b) (6)

SELLER:

(b) (6)

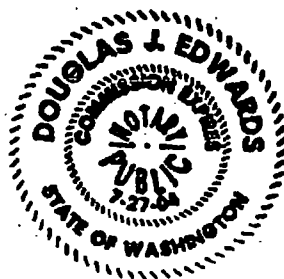
State of Washington)
County of Spokane) ss

On this the 11th day of May, 2001, personally appeared (b) (6)
(b) (6) to me personally known, who, being duly sworn did acknowledge to me that
they executed the foregoing instrument as their free and voluntary act and deed, for the uses,
purposes and consideration therein set forth.

My Commission Expires:

7/27/04

Douglas J. Edwards
Notary Public



Exhibit

That portion of the North Half of the Southwest Quarter of Section 22, Township 26 North, Range 48 East, W.M., in Spokane County, Washington, more particularly described as follows:

Beginning at the southwest corner of that certain 2.07 acre tract of land conveyed by Petroleum Terminal Company to Salt Lake Pipe Line Company by Deed dated June 19, 1953, recorded in Volume 645 of Deeds, Page 457 in the office of the auditor of Spokane County, Washington, (said point of beginning being 30 feet northerly, measured at right angles, from a point in the southerly boundary line of the Northeast Quarter of the Southwest Quarter of said Section 22 distant thereon westerly 1275 feet from the southeast corner thereof);

Thence northerly 300 feet (perpendicular to the southerly boundary line of the Northeast Quarter of the Southwest Quarter of said Section 22) along the westerly line of said 2.07-acre tract to the northwest corner thereof;

Thence northerly at right angles 300 feet along the northerly line of said 2.07-acre tract to the northeast corner thereof;

Thence North 2° 45' West approximately 469 feet to a point in the southerly line of Fairview Road as the same existed on September 16, 1938;

Thence westerly along the southerly line of Fairview Road as the same existed on September 16, 1938, approximately 803.9 feet to its point of intersection with the easterly right-of-way line of the Great Northern Railway Company as the same existed on September 16, 1938;

Thence Southeasterly along said easterly right-of-way line of the Great Northern Railway Company as the same existed on September 16, 1938 (which said right-of-way line is parallel to and 56 feet distant northeasterly from the center line of the most easterly main tract of the railway of the Great Northern Railway Company as the same existed on September 16, 1938), approximately 551.5 feet to a point in said right-of-way line 30 feet northerly, measured at right angles, from the southerly line of the Northwest Quarter of the Southwest Quarter of said Section 22;

Thence easterly parallel with and 30 feet northerly from the southerly line of the North Half of the Southwest Quarter of said Section 22, approximately 360.6 feet to the point of beginning.